

**TOWN OF DAVIE  
TOWN COUNCIL AGENDA REPORT**

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Manny Diez, Director, Public Works/Capital Projects, (954) 797-1245

**PREPARED BY:** Daniel J. Oyler, Assistant Public Works Manager, (954) 797-1840

**SUBJECT:** Resolution

**AFFECTED DISTRICT:** Town Wide

**ITEM REQUEST:** Schedule for Council Meeting

**TITLE OF AGENDA ITEM:** BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARDED BY THE FLORIDA SHERIFFS ASSOCIATION UNDER BID NUMBER 07-15-0827 SPECIFICATION NUMBER 53 TO CREEL TRACTOR COMPANY FOR A NEW HOLLAND SKID STEER LOADER. (\$30,630)

**REPORT IN BRIEF:** The Public Works Department is in the need of a L190 New Holland Skid Steer Loader. The Florida Sheriffs Association has previously awarded a bid for the purchase of such equipment by Bid Number 07-15-0827 Specification Number 53. The Public Works Department wishes to purchase from Creel Tractor Company a L190 New Holland Skid Steer Loader for a total cost of \$30,630.00. Funds for this purchase were derived from the sale of a Town owned Motor Grader and Street Sweeper.

**PREVIOUS ACTIONS:** None

**CONCURRENCES:** Public Works

**FISCAL IMPACT:** Yes

Has request been budgeted? Yes

If yes, expected cost: \$30,630.00 FY 2007-2008 Funds

Account Name: 050-0759-591.64-00 Vehicle Maintenance / Capital Outlay

**RECOMMENDATION(S):** Motion to approve the resolution

**Attachment(s):** Resolution, Piggyback Check List, Procurement Authorization, State Contract, Sales Quote Sheet, Corporation Information

RESOLUTION \_\_\_\_\_

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,  
ACCEPTING THE BID AWARDED BY THE FLORIDA SHERIFFS  
ASSOCIATION UNDER BID NUMBER 07-15-0827 SPECIFICATION  
NUMBER 53 TO CREEL TRACTOR COMPANY FOR A NEW  
HOLAND SKID STEER LOADER

WHEREAS, the Town Public Works Department is in the need of a L190 Skid  
Steer Loader; and

WHEREAS, the Florida Sheriffs Association Number 070-700-07-1, Specification  
Number 53, has awarded a bid for this equipment: and

WHEREAS, the Town wishes to purchase one (1) L190 Skid Steer Loader from  
Creel Tractor Company at a cost of \$30,630.00 from this contract.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN  
OF DAVIE, FLORIDA:

SECTION 1. The Town Council hereby approves the purchase of a L190 Skid  
Steer Loader from Creel Tractor Company at a cost of \$30,630.00.

SECTION 2. Funding shall come from account numbers 050-0759-591.64-00 from  
FY 2007-2008 funds.

SECTION 3. This Resolution shall take effect immediately upon its passage and  
adoption.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2008.

\_\_\_\_\_  
BER

\_\_\_\_\_  
MAYOR/COUNCILMEM

ATTEST:

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TOWN CLERK

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2008

# MEMO



## FLORIDA SHERIFFS ASSOCIATION

P. O. Box 12519 • Tallahassee, FL 32317-2519

PHONE (850) 877-2165 • FAX (850) 878-8665

WEB SITE: <http://www.flsheriffs.org>

DATE: October 1, 2007

TO: ALL PROSPECTIVE PARTICIPANTS

FROM: Gary E. Perkins      Lynn Meek      Peggy Goff  
Executive Director      Vehicle Bid Coordinator      Vehicle Contract Manager

RE: SHERIFFS' OFFICES & LOCAL GOVERNMENTAL AGENCIES  
OF THE STATE OF FLORIDA COOPERATIVE BID FOR  
PURSUIT, ADMINISTRATIVE NON-PURSUIT, UTILITY VEHICLES,  
TRUCK & VANS, & OTHER FLEET EQUIPMENT  
Bid No. 07-15-0827

We are pleased to announce that the Florida Sheriffs Association, Florida Association of Counties and Florida Fire Chiefs' Association has successfully conducted its fifteenth statewide competitive bid for vehicles which includes police pursuit, administrative non-pursuit, utility vehicles, trucks & vans, backhoes, motorgraders, agriculture type tractors, skid steer loaders and regenerative air street sweepers. This contract is effective beginning October 1, 2007 through September 30, 2008, as long as vehicles are available through fleet.

Bids will be extended and guaranteed to any and all units of local governments and political subdivisions including, but not limited to, county, local county board of public instruction, municipalities and/or police agencies, other local public or public safety agencies or authorities within the State of Florida. Also, in accordance with the provisions of Chapter 287, F.S., and 60A, Florida Administrative Code, any state agency including the Division of Universities, Department of Children and Family Services, Department of Health, Department of Juvenile Justice and Department of Corrections which elects and is authorized to purchase from a source other than the State of Florida contract is eligible to purchase from this bid.

In addition to the eligible users referenced above and with the consent of the successful bidder(s), purchases may be made under the terms and conditions of this contract by governmental entities located outside the State of Florida. Appropriate governmental entities' purchasing laws, rules and regulations shall apply to purchases made under this contract.

This program is designed to provide participating agencies with the most economically priced patrol, administrative non-pursuit, utility vehicles, trucks & vans, and other fleet equipment tailored to their specific needs, in a prompt and timely manner. One of the unique characteristics of this program that distinguishes it from others is that this bid contract is awarded to the lowest responsible bidder *by manufacturer* by specification by zone for all vehicles, trucks, vans and other fleet equipment.

The Florida Sheriffs Association, Florida Association of Counties and Florida Fire Chiefs' Association realize that Sheriffs' Offices, Police Agencies and other units of local governments must provide economically based maintenance and stocked parts for their fleets. They must consider overall operational cost of their vehicles instead of just considering "low bid" on the purchase of the vehicle. This program's bid award system not only provides the purchaser with the means to make sound decisions on dedicated fleet needs, but also offers the convenience of shopping and purchasing from a single contract.

***Bid Award Announcement (07-15-0827)***

**14**



Contractor:



**Creel**  
TRACTOR  
COMPANY



Kubota



3771 Palm Beach Blvd., Fort Myers, FL 33916  
Fort Myers (239) 694-2185  
www.creeltractor.com

Naples (239) 262-5625

West of Interstate Hwy 75, Exit 141 State Road 80  
Toll Free (800) 282-7949

Fax: (239) 694-6059

Email: sales@creeltractor.com

State Purchasing Subsystem Boiler Plate Vendor Number:  
Creel Tractor Company FEI Number: 591381916

07-08-0827

1575-1577

June 23, 2008

Florida Sheriffs Association Spec. No: 53

Purchase Order #

Invoice Number:

Ship To:

Customer: Town of Davie  
Attention: Steve Rodgers  
Address: 6901 Orange Dr.  
City State, ZIP: Davie, FL. 33314  
Phone: 9547971006  
FAX: 9547971246  
Email: steve\_rodgers@davie-fl.gov

Thank you for the opportunity offer this Quotation as detailed below

Thank you for the opportunity offer this Quotation as detailed below								
Qty.	Equipment Model	Stock Number	Equipment Description	Serial Number	Admin. Fee	Retail Price	Price Each	Total Price
1	L175		New Holland Skid Steer			\$ 20,820.00	20,820.00	20,820.00
			Add Options				-	-
1	L190		L190 Skid Steer			7,150.00	7,150.00	7,150.00
1	NE205		Hi Flow Hydraulics			1,600.00	1,600.00	1,600.00
1	410		Pilot Controls (Joystick)			1,960.00	1,960.00	1,960.00
							-	-
							-	-
							-	-
-1			NH Repeat Buyer Discount			900.00	900.00	(900.00)
							-	-
							-	-
							-	-
							-	-
							-	-
Your Net Purchase Price FOB Your Warehouse in Florida								30,630.00
Qty.	Model	Less Trade-In Value of the Following Equipment			S/N	Stock No	Price Each	Extended
							-	-
							-	-
Note! You may deduct \$250.00 if you wish to pick this equipment up at our Creel Tractor Warehouse Our contract with the Florida Sheriffs Association 2008.								
Sub Total After Trade-In, FOB Your warehouse, Florida							\$	30,630.00
Total							\$	30,630.00
Estimated Shipping date from receipt of order:				60-120 Days				
X _____ Customer Signature					Authorized Signature <b>Brian Creel</b>		Office Ext. 204	
_____ Date					Cell: 239-825-2408		Nextel: 158*24799*	
					Email: brian@creeltractor.com			



\$31,530.00



**FLORIDA SHERIFFS ASSOCIATION,  
FLORIDA ASSOCIATION OF COUNTIES &  
FLORIDA FIRE CHIEFS' ASSOCIATION**

**SKID STEER LOADER - 1850 LB. OPERATING CAPACITY  
SPECIFICATION #53**

**2008 New Holland L175**

The New Holland L175 purchased through this contract comes with all the standard equipment as specified by the manufacturer for this model and FSA's base vehicle specification(s) requirements which are included and made a part of this contract's vehicle base price as awarded by specification by zone.

ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$22,160.00	\$21,720.00	\$21,450.00	\$20,820.00

While the Florida Sheriffs Association, Florida Association of Counties and Florida Fire Chiefs' Association have attempted to identify and include those equipment items most often requested by participating agencies for full size vehicles, we realize equipment needs and preferences are going to vary from agency to agency. In an effort to incorporate flexibility into our program, we have created specific add/delete options which allow the purchaser to tailor the vehicle to their particular wants or needs.

The following equipment delete and add options and their related cost are provided here to assist you in approximating the total cost of the type vehicle(s) you wish to order through this program. Simply deduct the cost of any of the following equipment items you wish deleted from the base unit cost and/or add the cost of any equipment items you wish added to the base unit cost to determine the approximate cost of the type vehicle(s) you wish to order.

NOTE: An official listing of all add/delete options and their prices should be obtained from the appropriate dealer in your zone when preparing your order. Additional add/delete options other than those listed here may be available through the dealers, however, those listed here must be honored by the dealers in your zone at the stated prices.

Please refer to the "Overview of Awarded Specifications" for vehicles which were low bid. All vehicles indicated with the ★ are low bid for Bid 07-15-0827 - those indicated with @ are low bid for Bid 06-14-0821 and 06-14-0821A.

<b>VEHICLE:</b>	L175	L175	L175	L175
<b>DEALER:</b>	Creel Tractor Company	Creel Tractor Company	Creel Tractor Company	Creel Tractor Company
<b>ZONE:</b>	Western	Northern	Central	Southern
<b>BASE PRICE:</b>	\$22,160.00	\$21,720.00	\$21,450.00	\$20,820.00

Order Code	Delete Options	All Zones
L150 <sup>1</sup>	Downgrade - specify <i>New Holland Operating Capacity 1350Lbs comes with 60<sup>1</sup></i>	\$2,000.00 <sup>1</sup>
L160 <sup>1</sup>	Downgrade - specify <i>New Holland Operating Capacity 1600Lbs comes with 66<sup>1</sup></i>	\$1,100.00 <sup>1</sup>

Order Code	Add Options	All Zones
L190 <sup>1</sup> ✓	Skid Steer Loader: 2,500 lb. Operating Capacity with 75 HP Engine <i>2800Lb Operating Capacity priced with 78in bucket<sup>1</sup></i>	\$7,150.00 <sup>1</sup>
491 <sup>1</sup>	Enclosed cab with heat and AC <i>Deluxe Cab specify when you order<sup>1</sup></i>	\$4,205.00 <sup>1</sup>
NE205 <sup>1</sup> ✓	High flow hydraulics <i>Hi-Flow High Capacity Cooling<sup>1</sup></i>	\$1,600.00 <sup>1</sup>
	Suspension seat	Std
	Self-leveling bucket positioning	NA
527 <sup>1</sup>	Multi-purpose bucket with cutting edge <i>72<sup>1</sup></i>	\$980.00 <sup>1</sup>
410 <sup>1</sup> ✓	Joystick controls <i>Pilot Control w/Low Effort<sup>1</sup></i>	\$1,960.00 <sup>1</sup>
	Sound suppression/headliner	Std
16870 <sup>1</sup>	Multi-purpose attachments - specify <i>Bradco Pallet Forks 4000Lb Capacity 48in Tines<sup>1</sup></i>	\$975.00 <sup>1</sup>
165-5 <sup>1</sup>	Multi-purpose attachments - specify <i>60<sup>1</sup></i>	\$26,055.00 <sup>1</sup>
10065 <sup>1</sup>	Multi-purpose attachments - specify <i>FFC 66in HD Grapple<sup>1</sup></i>	\$2,948.00 <sup>1</sup>
BR96SS <sup>1</sup>	Optional equipment - specify <i>72<sup>1</sup></i>	\$1,575.00 <sup>1</sup>
BR96GSS <sup>1</sup>	Optional equipment - specify <i>72<sup>1</sup></i>	\$2,456.00 <sup>1</sup>
BR107SS <sup>1</sup>	Optional equipment - specify <i>84<sup>1</sup></i>	\$1,688.00 <sup>1</sup>
BR107GSS <sup>1</sup>	Optional equipment - specify <i>84<sup>1</sup></i>	\$2,596.00 <sup>1</sup>
X1475 <sup>1</sup>	Optional equipment - specify <i>McMillen Auger includes everything except the bit<sup>1</sup></i>	\$2,375.00 <sup>1</sup>
LAF5072-0022 <sup>1</sup>	Optional equipment - specify <i>FFC 73" HD Grapple Bucket<sup>1</sup></i>	\$3,572.00 <sup>1</sup>
LAF1836 <sup>1</sup>	Optional equipment - specify <i>FFC 36" Ball size Tree Spade<sup>1</sup></i>	\$1,276.00 <sup>1</sup>

**Bid Award Announcement (07-15-0827)**

**1576**



<b>VEHICLE:</b>	L175	L175	L175	L175
<b>DEALER:</b>	Creel Tractor Company	Creel Tractor Company	Creel Tractor Company	Creel Tractor Company
<b>ZONE:</b>	Western	Northern	Central	Southern
<b>BASE PRICE:</b>	\$22,160.00	\$21,720.00	\$21,450.00	\$20,820.00

% Discount <sup>1</sup>	<div> <div> warranty</div> <div> Discount percentage off manufacturer's current published retail prices for non-specified options and any optional models bid. (The discount is applied to the manufacturer's current published retail prices.)  Does not include any freight or assembly on options if there is any <sup>1</sup></div> </div>	1
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## PIGGYBACK BID CHECKLIST

		Completed by
1. Piggyback of bid awarded by:	Florida Sheriffs Association _____ <u>Bid #07-15-0827 Spec #53</u>	D.J. Oyler
2. Date of award	Oct 1, 2007 _____	D.J. Oyler
3. Date of expiration	Sept 30, 2008 _____	D.J. Oyler
4. Date of last renewal	Not Applicable _____	D.J. Oyler
5. Copy of bid award attached	<b>YES</b>	D.J. Oyler
6. Requested item same as awarded item	<b>YES</b>	D.J. Oyler
7. Approved Procurement Authorization attached	<b>YES</b>	D.J. Oyler
8. Justification	Public Works is in need of a L190 _____ skid steer loader	D.J. Oyler
9. Benefit to the Town	Increased productivity by not sharing _____ existing loader, and this loader will handle larger load weights	D.J. Oyler
10. Contact information sheet attached	<b>YES</b>	D.J. Oyler

## CONTACT INFORMATION SHEET

AGENCY CONTACTED

Creel Tractor Comp.

NAME

Brian Creel \_\_\_\_\_

PHONE NUMBER

800-282-7949 \_\_\_\_\_

DATE

June 23, 2008 \_\_\_\_\_

COMMENTS

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AGENCY CONTACTED

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NAME

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PHONE NUMBER

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DATE

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COMMENTS

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AGENCY CONTACTED

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NAME

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PHONE NUMBER

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DATE

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COMMENTS

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**Town of Davie  
Vendor/Bidder Disclosure**

I, MARK H. CREEL, being first duly sworn state that:  
The full legal name and business address of the person(s) or entity contracting with the  
Town of Davie ("Town") are as follows (Post Office addresses are not acceptable):

Name of Individual, Firm, or Organization: Creel Tractor Company  
Address: 3771 Palm Beach Blvd  
Ft. Myers, FL 33916  
FEIN 59-1381916  
State and date of incorporation FL 3/3/72

**OWNERSHIP DISCLOSURE AFFIDAVIT**

1. If the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who directly or indirectly holds five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full name and address shall be provided for each trustee and each beneficiary. All such names and address are as follows (Post Office addresses are not acceptable):

Full Legal Name	Address	Ownership
<u>MARK H. CREEL</u>	<u>5175 Sycamore Dr.</u> <u>Naples, FL 34119</u>	<u>90</u> %
<u>JENNIFER CREEL</u>	<u>5531 STANDING OAKS LN</u> <u>NAPLES FL 34119</u>	<u>10</u> %
		%
		%

2. The full legal names and business addresses of any other individual (other than subcontractors, materialmen, suppliers, laborers, and lenders) who have, or will have, any legal, equitable, or beneficial interest in the contract or business transaction with the Town are as follows (Post Office addresses are not acceptable):

Full Legal Name	Address

**W-9**  
Form (Rev. January 2008)  
Department of the Treasury  
Internal Revenue Service

**Request for Taxpayer Identification Number and Certification**

Give form to the requester. Do not send to the IRS.

Name (as shown on your income tax return)  
Creel Tractor Company

Business name, if different from above

Check appropriate box: ☐ Individual/Sole proprietor ☒ Corporation ☐ Partnership ☐ Other ☒ Exempt from backup withholding

Address (number, street, and apt. or suite no.)  
3771 Palm Beach Blvd

City, state, and ZIP code  
FT. Myers FL 33916

List account number(s) here (optional)

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see How to get a TIN on page 3.

**Part II Certification**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. person (including a U.S. resident alien).

Certification instructions: You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 4.)

Sign Here Signature of U.S. person May Day Date 7-8-08

**Purpose of Form**

A person who is required to file an information return with the IRS, must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

**U.S. person.** Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee.

**Note.** If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

For federal tax purposes you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States, or

• Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7(a) for additional information.

**Foreign person.** If you are a foreign person, do not use Form W-9. Instead, use the appropriate Form W-8 (see Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the recipient has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items:

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.

By [Signature]  
Signature of Affiant

Date: 7/8/08

MARK H. CREEL  
Print Name

SUBSCRIBED AND SWORN TO or affirmed before me this 8<sup>th</sup> day of  
July 2008, by MARK H. CREEL, he/she is  
personally known to me or has presented as  
identification.

[Signature]  
Notary Public, State of Florida at Large

NOTARY PUBLIC-STATE OF FLORIDA  
Wayne D. Ryan  
Commission #DD691824  
Expires: JULY 02, 2011  
BONDED THRU ATLANTIC BONDING CO., INC.

WAYNE D. RYAN  
Print or Stamp of Notary

DD691824  
Serial Number

My Commission Expires: 7/2/11

<b>FLORIDA DEPARTMENT OF STATE DIVISION OF CORPORATIONS</b>					
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<a href="#">Previous on List</a>		<a href="#">Next on List</a>	<a href="#">Return To List</a>		
<a href="#">Events</a>		<a href="#">Name History</a>	<input type="text"/>		
			<input type="button" value="Entity Name Search"/>		
<b>Detail by Entity Name</b>					
<b><u>Florida Profit Corporation</u></b>					
CREEL TRACTOR COMPANY					
<b><u>Filing Information</u></b>					
Document Number	396106				
FEI Number	591381916				
Date Filed	02/21/1972				
State	FL				
Status	ACTIVE				
Last Event	AMENDMENT AND NAME CHANGE				
Event Date Filed	11/08/1999				
Event Effective Date	NONE				
<b><u>Principal Address</u></b>					
3771 PALM BEACH BLVD. FT MYERS FL 33916					
Changed 04/28/1989					
<b><u>Mailing Address</u></b>					
3771 PALM BEACH BLVD. FT MYERS FL 33916					
Changed 04/28/1989					
<b><u>Registered Agent Name &amp; Address</u></b>					
CREEL, MARK H 3771 PALM BEACH BLVD. FORT MYERS FL 33916 US					
Name Changed: 07/03/1992					
Address Changed: 03/21/1995					
<b><u>Officer/Director Detail</u></b>					
<b><u>Name &amp; Address</u></b>					
Title P					
CREEL, MARK H.					